

VEGETABLES AND VEGETABLE PRODUCTS

15982. Adulteration of canned asparagus. U. S. v. 792 Cans * * *. (F. D. C. No. 27830. Sample No. 13674-K.)

LIBEL FILED: September 8, 1949, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about July 20, 1949, by Salter Canning Co., Inc., from North Rose, N. Y.

PRODUCT: 792 cans, each containing 6 pounds, 7 ounces, of asparagus at Philadelphia, Pa.

LABEL, IN PART: (Can) "Parke's Brand Canned Fancy Large-Medium Tender Green Asparagus Spears."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect eggs and insect-damaged spears.

DISPOSITION: March 7, 1950. Salter Canning Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation and destruction of the unfit portion under the supervision of the Food and Drug Administration. The attempt at salvaging the product was unsuccessful, and the entire lot was destroyed.

15983. Adulteration of celery. U. S. v. 334 Crates * * *. (F. D. C. No. 28777. Sample No. 49670-K.)

LIBEL FILED: January 16, 1950, District of Colorado.

ALLEGED SHIPMENT: On or about January 7, 1950, by John C. Maurer & Sons, from Stockton, Calif.

PRODUCT: 334 crates of celery at Denver, Colo.

LABEL, IN PART: "Maurer's Nonpareil California Celery Red Lion King of them all."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product was unfit for food by reason of its discoloration, pithiness, and softening, due to freezing.

DISPOSITION: March 6, 1950. Default decree of condemnation. The court ordered that the product be sold, conditioned that the purchaser bring the celery into compliance with the law, under the supervision of the Food and Drug Administration. The unfit outer stalks were trimmed off, and the good portion was sold for human consumption.

15984. Misbranding of canned mushrooms. U. S. v. 181 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 27592 to 27594, incl. Sample Nos. 34300-K, 34302-K, 34304-K.)

LIBELS FILED: July 21, 1949, Northern District of California.

ALLEGED SHIPMENT: On or about May 16 and 28, 1949, by West Foods, from Salem, Oreg.

PRODUCT: 335 cases, each containing 24 cans, of mushrooms at San Francisco, Calif.

LABEL, IN PART: (Can) "Shady Oak Stems and Pieces Mushrooms Net Drained Weight 4 Oz. [or "2 Oz."] Avoir."